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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/604,608	08/04/2003	Scott H. Mills	SBC 0122 PA	1607
27256	7590	10/07/2005	EXAMINER	
ARTZ & ARTZ, P.C. 28333 TELEGRAPH RD. SUITE 250 SOUTHFIELD, MI 48034			HONEYCUTT, KRISTINA B	
			ART UNIT	PAPER NUMBER
			2178	

DATE MAILED: 10/07/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No. 10/604,608	Applicant(s) MILLS ET AL.	
	Examiner Kristina B. Honeycutt	Art Unit 2178	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 04 August 2003.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-20 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-20 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 04 August 2003 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date <u>8/4/03</u> . | 6) <input type="checkbox"/> Other: _____ |

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DETAILED ACTION

1. This action is responsive to communications: Application filed August 4, 2003; Information Disclosure Statement filed August 4, 2003.

This action is made **Non-Final**.

2. Claims 1-20 are pending in the case. Claims 1, 10 and 12 are independent claims.

Information Disclosure Statement

3. The information disclosure statement (IDS) was submitted on August 4, 2003. The submission is in compliance with the provisions of 37 CFR 1.97. Accordingly, the information disclosure statement is being considered by the examiner.

Drawings

4. The drawings filed on August 4, 2003 are accepted.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

5. Claims 1-8, 10-14, 16, 17 and 20 are rejected under 35 U.S.C. 102(b) as being anticipated by Koss (U.S. Patent 5272628; date of patent December 21, 1993; filed April 16, 1990).

Regarding independent claim 1, Koss discloses a method of consolidating data from multiple spreadsheets comprising:

- selecting a plurality of spreadsheets (Figures 2, 3; col. 1, lines 59-64; col. 2, lines 64-67; col. 3, lines 1-2, 11-15, 25-38; col. 4, lines 1-15 – as demonstrated in the figures and cited text, spreadsheets are selected);
- selecting portions of data from files corresponding to each of said plurality of spreadsheets (Figures 2, 3; col. 1, lines 59-64; col. 3, lines 11-15, 25-38; col. 4, lines 1-15 – as demonstrated in the figures and cited text, portions are selected from among the spreadsheets); and
- executing automated consolidation of said portions of data comprising;
 - retrieving said portions of data (Figures 2, 3; col. 3, lines 25-38 – as demonstrated in the figures and cited text, portions of data are retrieved);

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- generating at least one final report spreadsheet (Figures 2, 3; col. 3, lines 11-15, 25-38 – as demonstrated in the figures and cited text, a final report is generated); and
- appending said portions of data to said at least one final report spreadsheet (Figure 2; col. 2, lines 64-67; col. 3, lines 1-2, 11-15 – as demonstrated in the figures and cited text, the portions are appended to the final report).

Regarding dependent claims 2 and 3, Koss discloses methods as in claim 1 further comprising selecting at least one workbook and selecting at least one open workbook or stored workbook (col. 1, lines 59-64 – as demonstrated in the cited text, an open or saved workbook is selected since Koss discloses selecting a plurality of source tables. Since the source tables are capable of being selected, they are either already open or are saved and can comprise a workbook.).

Regarding dependent claim 4, Koss discloses a method as in claim 1 further comprising selecting at least one worksheet (Figures 2, 3; col. 1, lines 59-64; col. 2, lines 64-67; col. 3, lines 1-2, 11-15, 25-38; col. 4, lines 1-15 – as demonstrated in the figures and cited text, worksheets are selected).

Regarding dependent claim 5, Koss discloses a method as in claim 1 further comprising selecting said portions of data via a control panel (col. 3, lines 57-60 – as

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demonstrated in the cited text, portions are selected via a control panel since Koss discloses a user selecting portions and the selection would be made via an input device such as a control panel).

Regarding dependent claim 6, Koss discloses a method as in claim 1 wherein selecting portions of data comprises selecting at least one of rows, columns, cells, tables, filenames, workbook names, worksheet names, and spreadsheet names of at least one file corresponding to said plurality of spreadsheets (col. 4, lines 1-15 – as demonstrated in the cited text, rows and columns are selected).

Regarding dependent claim 7, Koss discloses a method as in claim 1 wherein selecting portions of data comprises searching for desired text within said plurality of spreadsheets (col. 1, lines 59-67; col. 2, lines 1-8 – as demonstrated in the cited text, spreadsheets are searched for desired portions).

Regarding dependent claim 8, Koss discloses a method as in claim 1 further comprising appending data to said at least one final report spreadsheet that is not within said plurality of spreadsheets (col. 3, lines 11-15, 25-38 – as demonstrated in the cited text, data is appended to the final reports not in the plurality of spreadsheets).

Regarding independent claim 10, the claim reflects the software program for performing the operations of claims 1 and 7 and is rejected along the same rationale.

Regarding dependent claim 11, the claim reflects the software program for performing the operations of claims 1 and 5 and is rejected along the same rationale.

Regarding independent claim 12, Koss discloses multiple spreadsheet data consolidation system comprising:

- a monitor (Abstract – as demonstrated in the cited text, a computer system is disclosed that generates an aggregated spreadsheet so a monitor would be included to display the sheet);
- a storage device (Figure 2; col. 2, lines 64-67; col. 3, lines 1-2, 11-15, 25-38 – as demonstrated in the figures and cited text, a final report is generated that stores portions of spreadsheets so a storage device is present); and
- a controller displaying a control panel on said monitor, said control panel comprising:
 - a spreadsheet selection area for selecting a plurality of spreadsheets (Figures 2, 3; col. 1, lines 59-64; col. 2, lines 64-67; col. 3, lines 1-2, 11-15, 25-38; col. 4, lines 1-15 – as demonstrated in the figures and cited text, spreadsheets are selected);
 - a custom search module for selecting at least a portion of each of said selected plurality of spreadsheets (col. 1, lines 59-67; col. 2, lines 1-8 – as demonstrated in the cited text, spreadsheets are searched for desired portions);

- said controller generating at least one final report spreadsheet and appending said selected portions of each of said selected plurality of spreadsheets to said at least one final report spreadsheet (Figures 2, 3; col. 2, lines 64-67; col. 3, lines 11-15, 25-38 – as demonstrated in the figures and cited text, a final report is generated and the portions are appended to the final report).

Regarding dependent claims 13, 14 and 16, the claims reflect the multiple spreadsheet data consolidation system for performing the operations of claims 2, 3 and 4 respectively and are rejected along the same rationale.

Regarding dependent claim 17, Koss discloses a system as in claim 16 wherein said worksheet selection area comprises a worksheet subset selector (col. 3, lines 25-38 – as demonstrated in the cited text, a subset of a worksheet is selected).

Regarding dependent claim 20, Koss discloses a system as in claim 12 further comprising at least one window for selecting said plurality of spreadsheets and said at least a portion of each of said selected plurality of spreadsheets (Abstract; Figures 2, 3; col. 1, lines 59-64; col. 2, lines 64-67; col. 3, lines 1-2, 11-15, 25-38; col. 4, lines 1-15 – as demonstrated in the figures and cited text, spreadsheets and portions of spreadsheets are selected and a computer system is disclosed that generates an aggregated spreadsheet so a window would be included to display the sheet).

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

6. Claim 9 is rejected under 35 U.S.C. 103(a) as being unpatentable over Koss in view of Dittrich et al. (U.S. Pub. No. 20020083016; publication date June 27, 2002; filed December 22, 2000).

Regarding dependent claim 9, Koss discloses a custom spreadsheet search associated with a plurality of spreadsheets and said selected portions of data (col. 1, lines 59-67; col. 2, lines 1-8) but does not disclose storing the custom search. Dittrich teaches storing a custom search (p.2, para. 21). It would have been obvious to one of ordinary skill in the art, having the teachings of Koss and Dittrich before him at the time the invention was made, to modify the search taught by Koss to include storing searches as taught by Dittrich, because storing a custom search would store user preferences in the system, as taught by Dittrich (p.2, para. 21), which could be quickly accessed in the future.

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7. Claim 15 is rejected under 35 U.S.C. 103(a) as being unpatentable over Koss in view of Worden (U.S. Pub. No. 20030149934; publication date August 7, 2003; filed May 11, 2001).

Regarding dependent claim 15, Koss does not disclose workbook selection are comprises a workbook search in a selected database. Worden teaches searching for and selecting a workbook (p.47, para. 1045). It would have been obvious to one of ordinary skill in the art, having the teachings of Koss and Worden before him at the time the invention was made, to modify selecting a workbook as taught by Koss to include searching for a workbook as taught by Worden, because searching for a workbook, as taught by Worden (p.47, para. 1045), would allow users to browse stored workbooks in order to find the desired book.

8. Claim 18 is rejected under 35 U.S.C. 103(a) as being unpatentable over Koss in view of Reed et al. (U.S. Patent 5396587; date of patent March 7, 1995; filed April 11, 1990).

Regarding dependent claim 18, Koss does not disclose a status indicator. Reed teaches a status indicator (Figure 1; col. 4, lines 21-27). It would have been obvious to one of ordinary skill in the art, having the teachings of Koss and Reed before him at the time the invention was made, to modify the system taught by Koss to include a status

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indicator as taught by Reed, because a status indicator, as taught by Reed (Figure 1; col. 4, lines 21-27), would allow users to quickly view the status of the consolidation.

9. Claim 19 is rejected under 35 U.S.C. 103(a) as being unpatentable over Koss in view of Anson (U.S. Pub. No. 20030061193; publication date March 27, 2003; filed September 24, 2001).

Regarding dependent claim 19, Koss does not disclose an event logger. Anson teaches an event logger (p.3, para. 32). It would have been obvious to one of ordinary skill in the art, having the teachings of Koss and Anson before him at the time the invention was made, to modify the system taught by Koss to include an event logger as taught by Anson, because an event logger, as taught by Anson (p.3, para. 32), would allow users to look up past events when necessary.

Conclusion

10. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

- System and methods for improved spreadsheet interface with user-familiar objects (U.S. Patent 6282551);
- Method in connection with a spreadsheet program (U.S. Pub. No. 20030226105).

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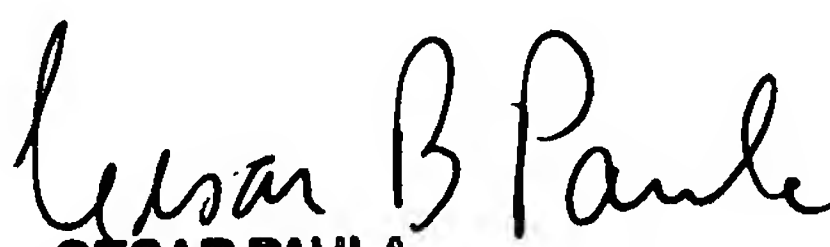
Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kristina B. Honeycutt whose telephone number is 571-272-4123. The examiner can normally be reached on 8:00 am - 5:00 pm Monday-Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Stephen Hong can be reached on 571-272-4124. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

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CESAR PAULA
PRIMARY EXAMINER